

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office NOV 22 1983

Returned to applicant for correction

Corrected application filed Map filed NOV 22 1983

The applicant Richard W. &amp; Marcia Forman

P.O. Box 150 of Ely  
Street and No. or P.O. Box No. City or TownNevada 89301 hereby make application for permission to change the  
State and Zip Code No.Point of Diversion and Place of Use  
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under Application No. 40546  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
identify right in Decree.)1. The source of water is Underground Sources  
Name of stream, lake, underground spring or other source.2. The amount of water to be changed 0.5 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point in the NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 11,  
Describe as being within a 40-acre subdivision of public survey and by course and  
T.16 N., R.63 E., M.D.B. & M., whence the Northeast Corner of said Section  
distance to a section corner. If on unsurveyed land, it should be stated.  
11 bears N. 50°54' E., 2,068.95 feet distant.6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 13,  
If point of diversion is not changed, do not answer.  
T.16 N., R.63 E., M.D.B. & M., whence the Southwest Corner of said Section  
13 bears S. 04°01'42" W., 1,423.52 feet distant.7. Proposed place of use a portion of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 11, T.16 N., R.63 E.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
M.D.B. & M.8. Existing place of use SW $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 13, T.16 N., R.63 E., M.D.B. & M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.9. Use will be from 1st of January to 31st of December of each year.  
Month and Day Month and Day10. Use was permitted from 1st of January to 31st of December of each year.  
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Through 4" underground pipeline.  
State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$10,000.00

13. Estimated time required to construct works three years

14. Estimated time required to complete the application of water to beneficial use.....five years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

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By s/Richard W. Forman.....

Richard W. Forman

P.O. Box 150

Ely, Nevada 89301

Compared.....js/br.....pr/bc.....

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 40546 is issued subject to the terms and conditions imposed in said Permit 40546 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is issued subject to the "stipulation" filed in the Seventh Judicial District Court of the State of Nevada in and for the County of White Pine and filed in the office of the State Engineer, case no. 11932, dated 28th day of May, 1983.

If this permit is cancelled or withdrawn the water will revert back to the source and not to the base right.

The issuance of this permit totally abrogates Permit 40546.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed.....0.5.....cubic feet per second, but not to exceed 15 acre-feet annually, and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....December 14, 1986

Proof of completion of work shall be filed before.....January 14, 1987

Application of water to beneficial use shall be made on or before.....December 14, 1989

Proof of the application of water to beneficial use shall be filed on or before.....January 14, 1990

Map in support of proof of beneficial use shall be filed on or before.....January 14, 1990

Completion of work filed.....**FEB 13 1987**

Proof of beneficial use filed.....**FEB 12 1990**

Cultural map filed.....

Certificate No. **12549** Issued **OCT 05 1990**

IN TESTIMONY WHEREOF, I **PETER G. MORROS**

State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this.....14th.....day of.....December.....

A.D. 19.....84.....

*[Signature]*

State Engineer